

Attorney's Docket No. 9021-11

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re:

Eliot Crowe

Art Unit: 1746

Serial No.:

09/937,067

Examiner: Monique M. Wills

Filed:

January 9, 2002

For:

BATTERY CASING

Date: June 30, 2004

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT UNDER (37 CFR 1.21) **DATED 22 JUNE 2004**

Sir:

In response to the outstanding Notice of Non-Compliant Amendment dated June 22, 2004, attached hereto is a revised copy of the Applicant's Amendment dated March 8, 2004. Applicant has changed the identifier of Claim 1 from "presently amended" to "currently amended" as required by the Notice of Non-Compliant Amendment. The remainder of the attached Amendment is identical to the prior submitted paper.

Respectfully Submitted,

Customer No. 20792

Myers Bigel Sibley & Sajovec

P.O. Box 37428

Raleigh, North Carolina 27627 Telephone: (919) 854-1400

Facsimile: (919) 854-1401

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on June 30, 2004.



Attorney's Docket No. 9021-11

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re:

Eliot Crowe

Art Unit: 1746

Serial No.:

09/937,067

Examiner: Monique M. Wills

Filed:

January 9, 2002

For:

BATTERY CASING

Date: June 30, 2004

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

AMENDMENT AND RESPONSE TO OFFICE ACTION DATED 8 MARCH 2004

Sir:

In response to the outstanding Office Action dated March 8, 2004 (the Action), please amend the above-identified application pursuant to the New Revised Format provisions as provided by the Official Gazette.

If any extension of time for the accompanying response or submission is required, Applicant requests that this be considered a petition therefor. The Commissioner is hereby authorized to charge any additional fee, which may be required, or credit any refund, to our Deposit Account No. 50-0220.

Amendments to the Claims are reflected in the listing of claims, which begins on page 2 below.

Remarks begin on page 5 below.